

THE HON'BLE SRI JUSTICE V. ESWARAI AH

W.P.No. 14867 of 2007

Dated: 13-07-2007

Between:-

Vemradhi Mallesh and another.

..Petitioners

And

The Commissioner of Police,
Cyberabad Commissionarate,
Ranga Reddy district and another.

..Respondents.

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:O R D E R:

The first petitioner is the father of the second petitioner and both of them are residents of Bapunagar, Serilingampalli of Ranga Reddy district. It is stated that the son-in-law of the first petitioner and brother-in-law of the second petitioner by name Hanumantha Rao appears to have been involved in a criminal case.

The complaint of the petitioners is that the second respondent is threatening the petitioners to produce Hanumantha Rao and in that connection the second respondent also calling them to the police station and threatening that failure of production of Hanumantha Rao would entail them to implicate in criminal cases.

If the petitioners have not involved in any case, the police has no business to call the petitioners to the police station. Even though the petitioners are not accused in any criminal case and if their presence is required in order to elicit any information or record statement, it is always open for the Station House Officer of the police station concerned to issue summons in writing for their presence, but without issuing such summons, the police cannot ask any person to appear before them. But, however, if any such exceeded action or illegal action on the part of the second respondent, it is open for the petitioners to make a representation before the concerned Assistant Commissioner of Police or the Commissioner of Police. Without making any such written complaint, it may not be just and proper for them to seek a writ of Mandamus.

The writ petition is accordingly dismissed with liberty to the petitioner to make a representation to the higher officials of the police department as regards the harassment and failure of taking action by the concerned office, they can approach this Court as and when required. No costs.

V. ESWARAIAH, J

Dated: 13-07-2007.

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